

Campaign Finance Complaint Form
Michigan Department of State

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MICHIGAN DEPT OF STATE
2018 AUG -1 AM 9:37

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (the MCFA, 1976 PA 388, as amended; MCL 169.201 *et seq.*). All information on the form must be provided along with an original signature and evidence.

Please print or type all information.

I allege that the MCFA was violated as follows:

Section 1. Complainant		
Your Name Christine Fenn		Daytime Telephone Number 517-750-1206
Mailing Address 330 Blackman Rd		
City Jackson	State MI	Zip 49201

Section 2. Alleged Violator		
Name Committee to Elect Terry Langston		
Mailing Address 6600 Wellman Rd		
City Parma	State MI	Zip 49269

Section 3. Alleged Violations (Use additional sheet if more space is needed.)
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Section(s) of the MCFA violated:
Section 47

Explain how those sections were violated:

Yard signs advocating Mr. Terry Langston's election to the office of County Commissioner display an
insufficient disclaimer per Sec. 47(1) of the MCFA. The disclaimer on these signs states only "Paid
for by the Committee to Elect Terry Langston" and does not include the address of the committee
paying for them, as required by the MCFA.

Evidence that supports those allegations (attach copies of pertinent documents and other information):

See attached images, which include photos of both sides of one of Mr. Langston's signs.

Complainant has not found any signs advocating Mr. Langston's candidacy to be in compliance.

Section 4. Certification (Required)

I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.

X

Christine Jenn

Signature of Complainant

7-25-18

Date

Section 5. Certification without Evidence (Supplemental to Section 4)

Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:

I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:

X

Christine Jenn

Signature of Complainant

7-25-18

Date

Section 15(8) of the MCFA provides that a person who files a complaint with a false certification is responsible for a civil violation of the MCFA. The person may be required to pay a civil fine of up to \$1,000.00 and some or all of the expenses incurred by the Michigan Department of State and the alleged violator as a direct result of the filing of the complaint.

Mail or deliver the completed complaint form with an **original signature and evidence** to the following address:

Michigan Department of State
Bureau of Elections
Richard H. Austin Building – 1st Floor
430 West Allegan Street
Lansing, Michigan 48918

Sign on corner of Territorial Road and Cooper Road in Rives Township (placed in the right-of-way):





STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

August 8, 2018

Terry Langston
Committee to Elect Terry Langston
6600 Wellman Road
Parma, Michigan

Re: *Fenn v. Langston*
Campaign Finance Complaint
No. 2018-08-053-47

Dear Mr. Langston:

The Department of State (Department) has received a formal complaint alleging you have violated MCL 169.247 of the Michigan Campaign Finance Act (MCFA) by failing to include a complete and correct identification statement on certain campaign-related materials.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(6).

The Act also requires the Department to "endeavor to correct the violation or prevent a further violation by using informal methods [.]" if it finds that "there may be reason to believe that a violation ... has occurred [.]". MCL 169.215(10). The objective of an informal resolution is "to correct the violation or prevent a further violation [.]". *Id.*

Submitted with the complaint are two pictures of signs that both state "elect TERRY LANGSTON FOR DISTRICT 1 JACKSON COUNTY COMMISSIONER." At the bottom of the sign is a paid for by statement reading "Paid for by the Committee to Elect Terry Langston."

Upon review, while the signs state your committee has paid for the signs, it appears that the paid for by statement is incomplete. Given this, the Department is hereby advising you that MCL 169.247(1) and R 169.36(2) require you to print a complete and accurate identification statement on all campaign materials, consisting of the phrase "paid for by" **followed by the full name and address of your committee.**

Terry Langston
August 8, 2018
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Note that all printed materials that refer to an election or your candidacy produced in the future must include this identification statement. For all materials currently in circulation that refer to your candidacy, the paid for by statement must be corrected/included. If this information has already been included on your campaign materials, please provide this office evidence demonstrating the proper paid for by statements.

Please be advised that this notice has served to remind you of your obligation under the Act to identify your printed matter and may be used in future proceedings as evidence that tends to establish a knowing violation of the Act. A knowing violation is a misdemeanor offense and may merit referral to the Attorney General for enforcement action. MCL 169.247(6), 215(10).

The Department considers the instant action closed and resolved.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Fracassi", written in a cursive style.

Adam Fracassi
Bureau of Elections
Michigan Department of State

c: Christine Fenn